

**PUBLIC SAFETY
AND
LEGAL ADMINISTRATION COMMITTEE
MINUTES**

JULY 15, 2008

The regularly scheduled meeting of the Public Safety and Legal Administration Committee was held on **Tuesday, July 15, 2008 at 3:29 p.m., in Committee Room #2**. The following members were present:

**The Honorable Clela Winslow, Chair
The Honorable C. T. Martin, Vice-Chair
The Honorable Anne Fauver
The Honorable Joyce Sheperd
The Honorable Carla Smith
The Honorable H. Lamar Willis**

Others present at the meeting were: Councilmember Felicia A. Moore; City Attorney Elizabeth Chandler, Marissa Key, Dianne Mitchell and Amber Robinson, Law Department; Deputy Chief Turner, Director Malachi Hull, Police Department; Deputy Chief W. Meadows, Atlanta Fire and Rescue Department; Raines Carter, City Solicitor; Greg Pridgeon, Office of the Mayor; media, public and council staff.

Chair Clela Winslow called the meeting to order at 3:29 p.m. after declaring a quorum present. She then proceeded with the following order of business.

- A. ADOPTION OF AGENDA- ADOPTED**
- B. APPROVAL OF MINUTES- APPROVED**
- C. Councilmember Felicia A. Moore made a request to the Committee to go into Executive Session with the City Attorney to discuss several lawsuits pending against the City. Councilmember Winslow made a motion to go into Executive Session, which was approved, whereupon the committee members and the City Attorneys retired to the Council Conference Room for the executive session discussion.**
- D. PRESENTATION - Rescheduled until next Committee Meeting**
A Report on the Weed and Seed Program –
Karen Rogers, Weed and Seed Program

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CONSENT

E. RESOLUTIONS

Claims with favorable recommendations:

- 08-R-1371 (1) Claim of **Marquez Burdette**, for damages alleged to have been sustained as a result of a vehicular accident on January 2, 2008 at Delowe Drive and Allison Court. **\$587.44**
- 08-R-1372 (2) Claim of **Denise E. Colbert**, for vehicular damages alleged to have been sustained after driving over an unraised water valve in the road on May 5, 2008 at Peters Street and Chapel Street. **\$631.18**
- 08-R-1373 (3) Claim of **Shatika Scott**, for damages alleged to have been sustained as a result of striking metal plates on March 20, 2008 at 2324 Marietta Road. **\$817.78**
- 08-R-1374 (4) Claim of **Anne Ellington**, for damages alleged to have been sustained as a result of driving over a damaged manhole on July 27, 2007 at 988 Carmel Avenue. **\$1,853.34**
- 08-R-1375 (5) Claim of **Chad Dorsey**, for vehicular damages alleged to have been sustained after driving over a construction site that was partially covered and left in an unsafe condition on March 20, 2008 at 1801 Perry Boulevard. **\$1,978.19**
- 08-R-1376 (6) Claim of **Bryan Williams**, for damages alleged to have been sustained as a result of a sewer backup on February 5, 2008 at 3145 Valleydale Drive. **\$2,415.89**
- 08-R-1377 (7) Claim of **Hope D. Allen**, for vehicular damages alleged to have been sustained after driving over a construction site that was partially covered and left in an unsafe condition on April 22, 2008 at 1801 Perry Boulevard. **\$2,637.22**
- 08-R-1378 (8) Claim of **Magnus Aburime**, for property damages alleged to have been sustained due to an automobile accident on May 7, 2008 at Memorial Drive and Boulevard, NE. **\$5,082.87**

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RESOLUTIONS (CONT'D)

Claims with favorable recommendations:

- 08-R-1379 (9) Claim of **Robert Arnell**, for vehicular damages and bodily injuries alleged to have been sustained from an automobile accident on September 4, 2007 at Ralph David Abernathy Boulevard and Metropolitan Parkway. **\$5,547.00**
- 08-R-1380 (10) Claim of **Allstate Insurance Company, as subrogee of Maria Delavega**, for property damages alleged to have been sustained due to an automobile accident on March 17, 2008 at 650 Ponce de Leon Avenue. **\$5,851.24**
- 08-R-1381 (11) Claim of **Anthony Sims, through his attorney, Barry L. Goldner, Esq., Montlick & Associates**, for bodily injuries alleged to have been sustained due to an automobile accident on November 27, 2007 at Donald Lee Hollowell Parkway, NW and Northside Drive, NW. **\$14,750.00**
- 08-R-1382 (12) Claim of **David Staley**, for damages alleged to have been sustained as a result of a vehicular accident on September 13, 2007 at Interstate 75/85 South, near the North Avenue exit. **\$1,725.27**

Claims with unfavorable recommendations:

- 08-R-1383 (13) Claim of **Kim L. Holloway**, for damages alleged to have been sustained as a result of a fire emergency response on December 1, 2007 at 3802 Austin Court, SW.
- 08-R-1384 (14) Claim of **Kristen Einstein, through her attorney, Ainsworth G. Dudley**, for damages alleged to have been sustained during the execution of a Writ of Possession on November 1, 2007 at 207 Fifteenth Avenue.
- 08-R-1385 (15) Claim of **Keana Laster, through her attorney, Christopher M. Simon**, for damages alleged to have been sustained as a result of an assault on November 26, 2007 at the Booker T. Washington High School.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 08-R-1386 (16) Claim of **Progressive Development Alliance, LLC, through its attorney, Scott W. Peters**, for damages alleged to have been sustained as a result of the denial of its appeal of the denial of a zoning application for historic designation of 32 Daleview Drive, on March 7, 2008.
- 08-R-1387 (17) Claim of **Renea McDonald, through her attorney, Donald L. Schlappizzi**, for damages alleged to have been sustained as a result of a slip and fall on water on December 2, 2007 at the Hartsfield-Jackson Atlanta International Airport.
- 08-R-1388 (18) Claim of **Valerie Sellers, through her attorney, Stephen D. Apolinsky, Esq., Apolinsky & Associates, LLC**, for bodily injuries alleged to have been sustained from being exposed to asbestos while employed with the City on May 7, 2007 at 675 Ponce de Leon Avenue.
- 08-R-1389 (19) Claim of **Colliers Spectrum Cauble c/o Annette Mengert**, for property damages alleged to have been sustained due to a water main break on January 7, 2008 at 1409 Peachtree Road, NE.
- 08-R-1390 (20) Claim of **Danielle R. Arnold**, for property damages alleged to have been sustained when a tree limb struck the roof of a residence on June 3, 2008 at 3155 Welmingham Drive.
- 08-R-1391 (21) Claim of **Deborah D. Hillman**, for damages alleged to have been sustained as a result of fallen tree limbs in April 2008 at 2121 Baker Road, NW.
- 08-R-1392 (22) Claim of **Ryan & Ben Amestoy**, for damages alleged to have been sustained as a result of a fallen tree on February 26, 2008 at 59 Gammon Avenue.
- 08-R-1393 (23) Claim of **State Farm Insurance Companies, as subrogee of Ryan M. Amestoy**, for damages alleged to have been sustained as a result of a fallen tree on February 26, 2008 at 59 Gammon Avenue.

RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 08-R-1394 (24) Claim of **Travelers Insurance Company, as subrogee of Magnus Aburime**, for vehicular damages alleged to have been sustained from an automobile accident on May 7, 2008 at Memorial Drive and Boulevard.
- 08-R-1395 (25) Claim of **John Cleave, through his attorney, Duncan M. Harle, Foy & Associates**, for bodily injuries alleged to have been sustained from an automobile accident on December 1, 2007 at Courtland Street and Auburn Avenue.
- 08-R-1396 (26) Claim of **Debra E. Williams, through her attorney, Arlene F. Baker, Esq.**, for bodily injuries alleged to have been sustained from being exposed to asbestos while employed with the City in September 1993 at 675 Ponce de Leon Avenue.
- 08-R-1397 (27) Claim of **Robin Jones, through her attorney, Duncan M. Harle, Foy & Associates**, for bodily injuries alleged to have been sustained from an automobile accident on December 1, 2007 at Courtland Street and Auburn Avenue.
- 08-R-1398 (28) Claim of **Brian Smart, through his attorney, Michael P. Carestia**, for damages alleged to have been sustained as a result of a vehicular accident on December 11, 2007 at Moreland Avenue and McDonough Boulevard.
- 08-R-1399 (29) Claim of **Alan E. Smithwick**, for bodily injuries alleged to have been sustained from an automobile accident on February 28, 2007 at 1500 Mt. Zion Road.
- 08-R-1400 (30) Claim of **Oladele O. Olagbegi**, for vehicular damages alleged to have been sustained from an automobile accident on May 1, 2008 at 651 16th Street, NW.
- 08-R-1401 (31) Claim of **Vincent Maxwell**, for property damages alleged to have been sustained after a mailbox was struck by a city vehicle on May 2, 2008 at 2555 Niskey Lake Road.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 08-R-1402 (32) Claim of **Elsie Strother**, for damages alleged to have been sustained as a result of an automobile accident on February 20, 2008 at Forsyth Street and Mitchell Street.
- 08-R-1403 (33) Claim of **Mayya Raskine**, for vehicular damages alleged to have been sustained from an automobile accident on April 20, 2008 at 760 Sidney Marcus Boulevard, NE.
- 08-R-1404 (34) Claim of **Sandra G. Engler**, for vehicular damages alleged to have been sustained from an automobile accident on May 18, 2007 at 4090 Highway 139.
- 08-R-1405 (35) Claim of **Hudson Valley Claim Services, Inc., as subrogee of Reynolds Piping Services, Inc. (Southway Crane)**, for vehicular damages alleged to have been sustained from an automobile accident on March 18, 2008 at Interstate 75/85.
- 08-R-1406 (36) Claim of **Ronnie L. Partain**, for damages alleged to have been sustained as a result of striking a bulb out curb on March 5, 2008 at 1420 Peachtree Street.
- 08-R-1407 (37) Claim of **William E. Jones**, for vehicular damages alleged to have been sustained from driving over a metal plate in the roadway on January 27, 2008 at 2399 Piedmont Road, NE at 639 Lindbergh Drive, NE.
- 08-R-1408 (38) Claim of **Richard Hayes**, for vehicular damages alleged to have been sustained after driving over an open construction site on January 5, 2008 at 50 Mt. Zion Road, SW.
- 08-R-1409 (39) Claim of **Ruffian Dureaux**, for damages alleged to have been sustained as a result of striking a construction cut on December 17, 2007 at Donald Lee Hollowell Parkway and Bolton Road.
- 08-R-1410 (40) Claim of **Jerry Richman, DDS**, for damages alleged to have been sustained as a result of striking a pothole on January 23, 2008 on Mt. Paran Road.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 08-R-1411 (41) Claim of **Chester Hosch**, for damages allegedly sustained as a result of driving over an unsecured construction cut on February 22, 2008 at 10th Street and Techwood Drive.
- 08-R-1412 (42) Claim of **Tanisha Brooks**, for damages alleged to have been sustained as a result of striking a pothole on February 23, 2008 at 613 Bonaventure Avenue, NE and North Avenue, NE.
- 08-R-1413 (43) Claim of **Atlanta Gas Light Company, through its attorney, John C. Williams, Esq.**, for property damages alleged to have been sustained when a gas line was severed during a water construction project on October 16, 2007 at 1011 Angelo Court.
- 08-R-1414 (44) Claim of **Leslie Moore**, for damages alleged to have been sustained as a result of driving over an open manhole cover on April 17, 2007 at 484 Plaster Avenue, NE.
- 08-R-1415 (45) Claim of **Erika Schultz, through her attorney, Corey M. Stern, Esq.**, for bodily injuries alleged to have been sustained due to stepping into an open water meter on June 3, 2007 at 1030 Glenwood Avenue.
- 08-R-1416 (46) Claim of **Evora Ritchie**, for bodily injuries alleged to have been sustained after stepping into a hole in the sidewalk that was partially covered, on July 27, 2007 at 1100 West Peachtree Street.
- 08-R-1417 (47) Claim of **Patricia Klein**, for damages alleged to have been sustained as a result of a trip and fall incident on a sidewalk on January 16, 2007 at 3400 Peachtree Road.
- 08-R-1418 (48) Claim of **Dorothy Ferrell**, for damages alleged to have been sustained as a result of a trip and fall incident due to a raised sidewalk on December 10, 2007 on Hilliard Street.

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RESOLUTIONS (CONT'D)

Claims with unfavorable recommendations:

- 08-R-1419 (49) Claim of **Dorothy Ferrell**, for damages alleged to have been sustained as a result of a trip and fall incident on a sidewalk on November 15, 2007 on Gilbert Street.
- 08-R-1420 (50) Claim of **Elaine P. Cole, through her attorney, Stephen D. Ott**, for damages alleged to have been sustained as a result of a vehicular accident on October 4, 2007 at Campbellton-Fairburn Road and Highway 92.
- 08-R-1421 (51) Claim of **Shea Cantrall**, for damages alleged to have been sustained as a result of driving over an unsecured construction cut on February 29, 2008 at 10th Street and Techwood Drive.
- 08-R-1422 (52) Claim of **Rebecca Smart**, for damages alleged to have been sustained as a result of driving over a pothole in August 2007 at Joseph E. Lowery Boulevard and Martin Luther King, Jr. Drive.
- 08-R-1423 (53) Claim of **Michael Hammonds**, for damages alleged to have been sustained as a result of an automobile accident on May 13, 2006 at 238 Dodd Avenue.
- 08-R-1424 (54) Claim of **Kalil Kargbo, through his attorney, Brian Spears**, for damages alleged to have been sustained as a result of the revocation of a training certification in January 2008.
- 08-R-1425 (55) Claim of **Estate of Felix A. Crumbsy, through its attorney, Scott Busby**, for damages alleged to have been sustained as a result of medical treatment following a motor vehicle accident on April 7, 2007 at the intersection of Peachtree Street and West Peachtree Street.
(Councilmember Martin made a motion to approve Items E1-E37)

FAVORABLE

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REGULAR

F. COMMUNICATION

- 08-C-1363 (1) A Communication authorizing the re-appointment of **Sharese Shields** to serve on the Citizen Review Board for the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.
(Councilmember Martin made a motion to forward with no recommendation)

FORWARDED WITH NO RECOMMENDATION -
REFERRED TO COMMITTEE ON COUNCIL

G. ORDINANCE FOR SECOND READING

- 08-O-1289 (1) An Ordinance by Public Safety and Legal Administration Committee to amend Chapter 10, Article II, Division 2, Section 10-61, Entitled "Date for Payment of License Fees; Prorated Fees", to provide for an expiration date for all licenses issued under Division 2 of Chapter 10, Article II of the City of Atlanta Code of Ordinances; to change the date by which all Annual License Fees and Renewal Applications of all Annual Licenses issued under Division 2 of Chapter 10, Article II of the City of Atlanta Code of Ordinances must be submitted; to provide for prorated fees based upon the new deadline; to set forth that the effective date of this amendment shall be January 2, 2009; to repeal conflicting ordinances; and for other purposes.
(Councilmember Winslow made a motion to hold)

HELD

G. PAPERS HELD IN COMMITTEE

- 06-R-0433 (1) Claim of **Robert Colgin**, for damages alleged to have been sustained as a result of flooding on July 9, 2005 at 3340 Chatham Road, NW. **(Referred back by Council 2/20/06)**
(Held 2/28/06 for further investigation at the request of Councilmember Muller)

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 06-O-1044 (2) An Ordinance by Councilmembers H. Lamar Willis and C. T. Martin to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Article 2, Section 162-61(a) and Chapter 162, Article 2, Section 162-34(f) to allow short breaks in service for Taxicabs; to allow the Chief of Police or his designee, discretion to grant further extension for correction slip matters; to repeal conflicting ordinances; and for other purposes. **(Held 5/9/06 at the request of Councilmember Martin)**

HELD

- 06-O-1601 (3) An Ordinance by Councilman C. T. Martin to amend Article XXIII (Entitled "Vending on Public Property"), Division 1, Section 30-1401, of the Code of Ordinances of the City of Atlanta, Georgia, so as to exempt Disabled Veterans from most of the provisions of the Public Property Vending Code; to waive conflicting ordinances; and for other purposes. **(Held 8/15/06 for further review)**

HELD

- 07-O-0078 (4) An Ordinance by Councilmember Cleta Winslow **as amended by Full Council** to amend Chapter 30, Article II, Section 30-26 (b), of the City of Atlanta Code of Ordinances, so that meetings of the License Review Board are not held during the month of December; and for other purposes. **(Amended by Full Council and referred back by Council 1/16/07) (Held 1/30/07 so that a copy of the ordinance can be forwarded to the NPU's for review and comment)**

HELD

- 07-O-0249 (5) An Ordinance by Councilmembers Kwanza Hall and Cleta Winslow authorizing the Mayor or her designee to grant an exemption to the City's Distance Requirements for on-premise consumption of alcohol and the sale of wine by the package on the 300 block of Walker Street. **(Held 2/13/07 for further review)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 07-R-0545 (6) Claim of **Nancy Montgomery**, for damages alleged to have been sustained as a result of a water main break during the installation of a sidewalk on June 6, 2006 at 2340 Hurst Drive, NE. **(Referred back from Council 4/16/07) (Held 5/1/07 at the request of Councilmember Shook)**

HELD

- 07-O-1522 (7) An Ordinance by Councilmembers Anne Fauver and Natalyn Archibong to amend Chapter 18, Article I, of the Code of Ordinances of the City of Atlanta, so as to prohibit the practice of inhumanely chaining or tethering dogs; and for other purposes. **(Held 7/31/07 at the request of the author for further review)**

HELD

- 07-O-1525 (8) An Ordinance by Councilmember Joyce Sheperd to amend Section 122-172 under Chapter 122, Article V, Division 2, of the Code of Ordinances, so as to provide for a review by the affected Neighborhood Planning Unit(s) whenever an application for a license to operate a Secondary Metal Recycler is submitted; and for other purposes. **(Held 7/31/07 at the request of the author for further review. 9/25/07 a motion was approved to forward to the NPU's for review)**

HELD

- 07-O-1526 (9) An Ordinance by Councilmember Joyce Sheperd to amend Section 30-1503(a) under Chapter 30, Article XXV, of the Code of Ordinances, so as to provide for a review by the affected Neighborhood Planning Unit(s) whenever an application for a license to operate a Self-Service Car Wash is submitted; and for other purposes. **(Held 7/31/07 at the request of the author for further review. 9/25/07 a motion was approved to forward to the NPU's for review)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 07-O-1795 (10) An Ordinance by Councilmember H. Lamar Willis to establish Chapter 21 of the Code of Ordinances of the City of Atlanta entitled "Transportation of Hazardous Materials"; to create a new Article I to be entitled "Terrorism Prevention in Hazardous Materials Transportation Act of 2007," to create a new Division 1 to be entitled "Terrorism Prevention in Hazardous Materials Transportation Act of 2007"; so as to prohibit large shipments of certain extremely hazardous materials near the City of Atlanta in an effort to reduce the risk of attacks by terrorists; to allow for the issuance of permits authorizing such shipments in special cases; to require the Mayor to issue regulations to implement the provisions of this act; and for other purposes. **(Held 8/28/07 for further review.)**

HELD

- 07-O-1800 (11) An Ordinance by Councilmembers C. T. Martin, Ceasar C. Mitchell, H. Lamar Willis, Ivory L. Young, Jr. and Joyce Sheperd **as substituted by Public Safety and Legal Administration Committee** to create Section 106-13 of the Code of Ordinances of the City of Atlanta, Georgia to be entitled "Wearing of Pants Below the Waist in Public, Unlawful"; to waive conflicting ordinances; and for other purposes. **(Held 8/28/07 at the request of the author for a work session and a public hearing) (Substituted and held 9/11/07)**

HELD

- 07-O-1879 (12) An Ordinance by Public Safety and Legal Administration Committee to revise the City of Atlanta Code of Ordinances pertaining to secondary metal recyclers by amending the following Sections of Chapter 122, Article V, Divisions I and II; Section 122-151 (Definitions); Section 122-152 (Records Required); and Section 122-157 (Unlawful Acts); Section 122-171 (Required Application); to add the following new Sections to Chapter 122, Article V, Divisions I and II of the

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PAPERS HELD IN COMMITTEE (CONT'D)

City of Atlanta Code of Ordinances: Section 122-158 (Daily Written Report to Police); Section 122-159 (Offenses; Defenses, Penalty); Section 122-160 (Possessor of Secondary Metals); Section 122-161 (License to Possess Secondary Metals); Section 122-162 (Revocation of License to Possess Secondary Metals); and Section 122-170 (Processing Application; Issuance of License, Possessor of Secondary Metals); to waive conflicting ordinances; and for other purposes. **(Public Hearing held on 10/30/07) (Held 10/30/07 for further review)**

HELD

- 07-R-2294 (13) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor to approve or reject the decision of the evaluator presiding in the early neutral evaluation process, an alternative dispute resolution process, in the matter of Veolia Water North America Operating Services, LLC v. City of Atlanta, in the U.S. District Court, Northern District of Georgia, Civil Action No. 06-CV-1457-TWT; and for other purposes. **(Held 10/30/07 for further review)**

HELD

- 07-O-2513 (14) An Ordinance by Councilmember Ceasar C. Mitchell to amend Ordinance #07-O-2135, adopted October 15, 2007 and approved October 22, 2007, amending Section 10-12 of the City Code, which amendment eliminated the provision allowing persons 18 years of age or older to provide entertainment in any premises licensed for the sale of alcoholic beverages, so as to exempt from said ordinance, those persons currently employed as entertainers with active and valid permits, which will afford such persons a "Grandfathered" status; and for other purposes. **(Held 11/27/07 at the request of the author)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 08-R-0118 (15) Claim of **Alyssa Walz, Gregory Walz and Jenny Walz**, for damages alleged to have been sustained as a result of a vehicle accident on September 11, 2007 at the intersection of Howell Mill Road and Chattahoochee Highway. **\$1,298.60**
(Councilmember Smith made a motion to file.)

FILE

- 08-O-0190 (16) An Ordinance by Councilmember H. Lamar Willis to amend Chapter 30, Article II of the City Code of Ordinances to reflect new fees for owners of Adult Entertainment establishments which sell alcohol to provide for certain programs for the prevention of sexual assault; and for other purposes.

HELD

- 08-O-0398 (17) An Ordinance by Public Safety and Legal Administration Committee to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 162, Vehicles for Hire, to provide for a definition of Taxicab Safety Equipment; to require signage on applicable taxicabs alerting passengers to the presence of a Digital Security Camera System; to require the installation of taxicab safety equipment in all taxicabs; to authorize the Chief of Police or his/her designee to establish, issue and revise rules, procedures and regulations to govern the specifications, installation and maintenance of the taxicab safety equipment, and to provide for enforcement of rules, procedures and regulations for the purpose of protecting the safety of taxicab drivers and passengers; and for other purposes.

(Councilmember Smith made a motion to file)

FILE

- 08-R-0400 (18) A Resolution by Public Safety and Legal Administration Committee to authorize the City Attorney to accept on behalf of the City of Atlanta Department of Law, the donation of training from various Law Firms and other entities; and for other purposes. **(Held 2/26/08 for further review)**

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PAPERS HELD IN COMMITTEE (CONT'D)

08-R-0474 (19) A Resolution by Public Safety and Legal Administration Committee authorizing the City Attorney to extend a retainer agreement with the Law Firm of Morris, Manning & Martin, LLP to serve as outside counsel to the City of Atlanta in connection with cases styled: Veolia Water North America Operating Services, LLC F/K/A U. S. Filter Operating Services, Inc. v City of Atlanta, Civil Action No. 06-CV-1457, City of Atlanta v. Veolia Water North America Operating Services, F/K/A U.S. Filter Operating Services, Inc., Civil Action No. 2006-CV-119510; City of Atlanta v. Veolia Environment, S.A. F/K/A Vivendi Environment, S.A., Civil Action No. 1:06-CV-1631, Veolia Water North America Operating Services, LLC F/K/A U.S. Filter Operating Services, Inc., Civil Action No. 2006-CV-118577 to authorize expenditures for that purpose in an amount not to exceed \$1,500,000.00, to be charged to and paid from Fund, Account and Center Number: 2J01 (Water and Wastewater) 524001 (Professional Consultant Services) Q30001 (Deputy Commissioner, Treatment & Collection). **(Held 3/11/08 for further review)**

HELD

08-O-0507 (20) An Ordinance by Councilmember Mary Norwood to create a new Section 105-15 of the Code of Ordinances of the City of Atlanta, Georgia, to be entitled "Loitering"; and for other purposes. **(Held 3/11/08 for further review by the Law Department)**

HELD

08-O-0824 (21) An Ordinance by Councilmembers Ceasar C. Mitchell, Cleta Winslow, Joyce M. Sheperd, Mary Norwood, C. T. Martin, Ivory L. Young, Jr., Kwanza Hall and H. Lamar Willis to amend Article V (Entitled "Offenses by and against Minors") of Chapter 106 of the Code of Ordinances of the City of Atlanta, Georgia, by creating a new Section 106-229 to be entitled "Day-Time Curfew" so as to impose a Day-Time Curfew on minors, ages six (6) to sixteen (16) years; and for other purposes **(Held 4/29/08 per the Department of Police to have discussion with the Atlanta Board of Education.)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 08-O-0843 (22) An Ordinance by Councilmember Natalyn M. Archibong amending Sections 10-1, 10-88 and 10-88.1 of the Code of Ordinances of the City of Atlanta, by adding a paragraph to define the term "Specialty Food Shop" and by adding and amending paragraphs to create distance requirements for same; and for other purposes. **(Held 4/29/08 for two week certain per the author to have a discussion with the Law Department.)**

HELD

- 08-R-0845 (23) A Resolution by Councilmembers Ceasar C. Mitchell and C. T. Martin expressing the Atlanta City Council's support and encouragement of the Atlanta Police Department increasing the number of members of the City's Red Dog Unit from its current strength to not less than seventy-five (75) officers in order to have an effective number of personnel in order to combat street level drug trafficking; and for other purposes. **(Held per the Committee so that the Law Department can review.)**

HELD

- 08-O-0879 (24) An Ordinance by Finance/Executive Committee **as substituted Public Safety and Legal Administration Committee** to amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1 et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 GA. Laws P. 4469, et seq., by amending Article IV, Sections 4-47, 4-106 and 4-110, as well as Article IV, Chapter 2, Sections 2-135 and 2-396, and Article II, Chapter 62, Section 62-28 of the Code of Ordinances of the City of Atlanta, Georgia, so as to consolidate the Solicitor's Office with the Department of Law; to effectuate a reorganization of the Department of Law and Solicitor's Office; and for other purposes **(Councilmember Martin made a motion to file.)**

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PAPERS HELD IN COMMITTEE (CONT'D)

- 08-O-0884 (25) An Ordinance by Finance/Executive Committee to amend Chapter 10, Article I, Section 10-1 of the Code of Ordinances, City of Atlanta, Georgia, so as to amend the definition of the word "Restaurant" to more closely reflect the definition of the term "Bona Fide Full-Service Restaurant" contained in Chapter Three of the Official Code of Georgia Annotated; to repeal conflicting ordinances; and for other purposes. **(Held 5/27/08 for further review)**

HELD

- 08-O-0984 (26) An Ordinance by Public Safety and Legal Administration Committee to amend Article XXIII of Chapter 30 of the Code of Ordinances of the City of Atlanta which contains the Code Section applicable to vending on Public Property by replacing said article with new text for the purpose of authorizing and implementing a Public Vending Management Program; and for other purposes. **(Held 5/27/08) (Work session held 6/4/08)**

HELD

- 08-O-1046 (27) An Ordinance by Public Safety and Legal Administration Committee to amend Article IV, Chapter 2, Sections 2-135, 2-396 and 2-397, to create a new Section 2-408, and to amend Article II, Chapter 62, Section 62-28 of the Code of Ordinances of the City of Atlanta, Georgia, so as to consolidate the Solicitor's Office with the Department of Law; to effectuate a reorganization of the Department of Law and Solicitor's Office; and for other purposes.
(Councilmember Martin made a motion to file.)

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PAPERS HELD IN COMMITTEE (CONT'D)

- 08-R-1209 (28) A Resolution by Finance/Executive Committee authorizing the Mayor to enter into an appropriate contractual Agreement with General Growth Properties, Inc., for FC-6007000095, Public Vending Management Program, on behalf of the Office of the Mayor; the City's portion of revenues generated under the contract shall be deposited to Fund, Department Organization and Account Number: 1001 (General Fund) 000002 (General Revenue Org) 3890003 (Food, Drink, & Notions); and for other purposes.

HELD

- 08-O-1211 (29) An Ordinance by Councilmembers H. L. Willis, C. T. Martin, Ivory L. Young, Jr. and Mary Norwood to create a separate Department/Organization (Dept/Org) to account for the activity of the Citizen Review Board (CRB); to move funds budgeted in the FY 2008 General Fund Budget in the Police Department's Public Affairs Unit for the purposes of the CRB; and for other purposes. **(Held 6/10/08 for further review)**

HELD

- 08-O-1220 (30) An Ordinance by Councilmembers Ceasar C. Mitchell and Cleta Winslow to amend Article XXIII of Chapter 30 of the Code of Ordinances of the City of Atlanta which contains the Code Section applicable to vending on public property, by replacing said article with new text, for the purpose of authorizing and implementing a Public Vending Management Program; and for other purposes. **(Held 6/10/08 for further review)**

HELD

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PAPERS HELD IN COMMITTEE (CONT'D)

- 08-O-1230 (31) An Ordinance by Councilmember Kwanza Hall **as substituted by Public Safety and Legal Administration Committee** to amend Section 10-1, 10-62 and 10-88 to Chapter 10 of the Code of Ordinances, City of Atlanta, Georgia, so as to create a new category of Alcoholic Beverage License for Community Theatres; to make such Community Theatres exempt from the distance requirements contained in Section 10-88; and for other purposes. **(Held 6/10/08) (Substituted and held 7/1/08 for further review)**

HELD

- 08-O-1252 (32) An Ordinance by Councilmember Howard Shook to amend the Code of Ordinances of the City of Atlanta, Georgia, Chapter 10, Article II, Division 2, Section 10-94(a), to exempt certain properties from the distance requirements of 10-88 for the sale of alcoholic beverages for consumption on the premises; and for other purposes. **(Held 7/1/08 at the request of the Law Department)**

HELD

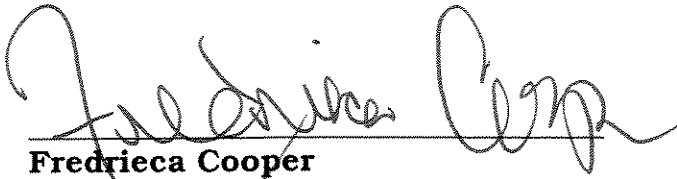
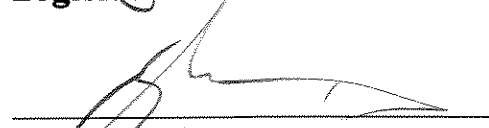
- 08-R-1290 (33) A Resolution by Public Safety and Legal Administration Committee authorizing the Mayor, on behalf of the Office of the Public Defender, to renew a Lease Agreement with Trinity Properties/Grant Ltd., LP, for the office space located in the Grant Building at 44 Broad Street, NW, Atlanta, Georgia; and for other purposes.
(Councilmember Martin made a motion to file.)

FILE

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There being no further business to come before the Committee, the meeting was adjourned at 5:57 p.m.

Respectfully Submitted:


Fredrica Cooper
Legislative Assistant
Bernard Thomas
Research and Policy Analyst
The Honorable Cleta Winslow, Chair
Public Safety and Legal Administration Committee